UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

BRIAN FIELMAN, Individually and On behalf of All

Other person similarly situated,

Plaintiff,

Case No. 07Civ.6815

 V_{5}

PEPSICO, INC., et al.,

AFFIDAVIT OF SERVICE

Defendants.

STATE OF NEW YORK)
COUNTY OF NEW YORK } ss.:

Julio De Lara, being duly sworn, deposes and says: I am not a party to this action, am Over 18 years of age and reside at New York, NY:

On August 1, 2007 at 3:15 p.m. at 111 Eighth Avenue, New York, NY 10011, I served the within SUMMONS, COMPLAINT, 3RD AMENDED INSTRUCTIONS FOR FILING AN ELECTRONIC CASE OR APPEAL, PROCEDURES FOR ELECTRONIC CASE FILING, GUIDELINES FOR ELECTRONIC CASE FILINGINDIVIDUAL PRACTICES OF JUDGE CHARLES L. BRIEANT and INDIVIDUAL RULES OF PRACTICE OF JUDGE KEVIN NATHANIEL FOX on PEPSI BOTTLING VENTURES LLC, defendant therein named, by delivering a true copy of same to CT CORPORATION SYSTEMS c/o SABRINA AMBROSE, registered agent.

The person served is a black female, red hair, 25-35 years old, 5'2"-5'6" in height, 145-155 pounds.

Julio De Lara

License No. 991178

Sworn to before me this 1st day of August 2007

NOTARYPUBLIC

MAUREEN I. MINTZER
NOTARY PUBLIC-STATE OF NEW YORK
NO. 60-4827421

Qualified in Westchester County
My Commission Expires May 31, 20/0

Legal Ease